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S/N 09/892,727

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Scott Swix et al. Examiner: Hai V. Tran  
Serial No.: 09/892,727 Group Art Unit: 2611  
Filed: June 27, 2001 Docket No.: 60027.0018USU1/BS01040  
Title: REMOTE DIAGNOSTIC TOOL FOR A MEDIA DELIVERY NETWORK

CERTIFICATE UNDER 37 C.F.R. 1.8(b):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on March 29, 2006.

By: 

Name: Ouida Howard

FIFTH SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT (37 C.F.R. § 1.97(d))

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted after the mailing date of a final action under 37 C.F.R. § 1.113 or after the mailing date of the Notice of Allowance under 37 C.F.R. § 1.311 or after any other action that closes prosecution on the application, but before the payment of the issue fee. Please charge the fee of \$180.00 as set forth in 37 C.F.R. § 1.17(p) to Deposit Account No. 13-2725.

Copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

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Application Serial No. 09/892,727  
Attorney Docket No. 60027.0018USU1/BS01040  
Fifth Supplemental Information Disclosure Statement

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD, LLC

Date: March 29, 2006



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Date Mailed: 03/29/2006

Sheet 1 of 1

<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b>  <b>IN AN APPLICATION</b>  (Use several sheets if necessary)	Docket Number: 60027.0018USU1/BS11040	Application Number: 09/892,727
	Applicant: Scott Swix et al	
	Filing Date: June 27, 2001	Group Art Unit: 2611

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PATENT TRADEMARK OFFICE

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

\*Substitute Disclosure Statement Form (PTO-1449)

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE